

11058
AF-1647

PATENT

Customer No. 22,852

Attorney Docket No. 2356.0073-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Sebastian SUERBAUM et al.) Group Art Unit: 1647
Application No.: 09/015,078) Examiner: S. TURNER
Filed: January 29, 1998)
CPA Filed: July 27, 2001)
For: CLONING AND CHARACTERIZATION)
OF THE *fiba* GENE OF *H. PYLORI*,)
PRODUCTION OF AFLAGELLATE)
STRAINS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 19, 2003 of the Examiner.

The items checked below are appropriate:

1. A One Month Petition for Extension of Time was filed on September 22, 2003 with a \$110.00 fee. We are hereby filing a Three-Month Petition for Extension of Time and paying the difference in fees of \$840.00 to further extend the period for response to November 19, 2003.
2. The Appeal Fee of \$330.00
 is enclosed or is to be charged to Deposit Account No. 06-0916
3. A check for \$1,170.00 to cover the above fees is enclosed.

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11/17/2003 JADDO1 00000047 09015078

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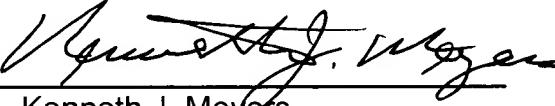
Please grant any extensions of time required to enter this response and charge
any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 14, 2003

By:


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